

STATE OF CALIFORNIA
DECISION OF THE
PUBLIC EMPLOYMENT RELATIONS BOARD



GRIDLEY UNION HIGH SCHOOL)	
TEACHERS ASSOCIATION, CTA/NEA,)	
)	
Charging Party,)	Case No. S-CE-1112
)	
v.)	PERB Order No. Ad-182
)	
GRIDLEY UNION HIGH SCHOOL)	May 16, 1939
DISTRICT,)	
)	
Respondent.)	
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Appearances: California Teachers Association by Diane Ross, Attorney, for the Gridley Union High School Teachers Association, CTA/NEA; Kronick, Moskovitz, Tiedemann & Girard by Robert Galgani for the Gridley Union High School District.

Before Hesse, Chairperson; Porter and Shank, Members.

ORDER

SHANK, Member: Following the issuance of a proposed decision by an administrative law judge (ALJ) of the Public Employment Relations Board (Board),¹ the Gridley Union High School Teachers Association, CTA/NEA (Association), pursuant to

¹The ALJ dismissed that portion of the complaint alleging a failure to negotiate in violation of section 3543.5(c) of the Educational Employment Relations Act (EERA) and found that the District violated section 3543.5(a) by its interference with Mr. Hall's protected right to representation. The ALJ concluded that there was insufficient evidence to find a violation of section 3543.5(b).

EERA is codified at Government Code section 3540 et seq. Unless otherwise indicated, all statutory references are to the Government Code.

Regulation 32300,² filed timely exceptions to the ALJ's dismissal of the section 3543.5(c) allegation. Thereupon, the Gridley Union High School District (District), pursuant to Regulation 32310, filed a timely response to the Association's exceptions, wherein the District also excepted to certain findings of the ALJ in connection with the dismissed section 3543.5(c) allegation. Subsequent to these filings, the Association filed a withdrawal of its appeal. The District, however, has elected to leave its exceptions pending before the Board. Inasmuch as the District did not appeal the ALJ's finding of a section 3543.5(a) violation, and the Association has withdrawn its appeal of the ALJ's dismissal of the section 3543.5(c) allegation, the Board hereby ORDERS that the exceptions of the Gridley Union High School Teachers Association, CTA/NEA and the Gridley Union High School District are DISMISSED.

Chairperson Hesse and Member Porter joined in this Decision.

²PERB regulations are codified at California Administrative Code, title 8, section 31001 et seq.